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4 Attorney for Defendants  
RICHARD L. BRADLEY and  
5 WEST COAST SCRAP PRODUCERS, INC.

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

11 NORTHERN CALIFORNIA WATCH, a ) Case No.: C-09-2601 MMC  
12 non-profit Corporation, )  
13 Plaintiffs, ) **REQUEST TO APPEAR AT CASE**  
14 v. ) **MANAGEMENT CONFERENCE BY**  
15 WEST COAST METALS, INC., ) **TELEPHONE OR, IN THE**  
16 RICHARD L. BRADLEY, WEST ) **ALTERNATIVE, ADMINISTRATIVE**  
17 COAST SCRAP PRODUCERS, INC., ) **MOTION TO CONTINUE CASE**  
18 OPTICAL COATING LABORATORY, ) **MANAGEMENT CONFERENCE TO**  
19 INC., DOES 1 THROUGH 10 Inclusive, ) **NEXT AVAILABLE DATE;**  
20 Defendants. ) **PROPOSED ORDER** CONTINUING CASE  
 ) MANAGEMENT  
 ) [Local Rule 16-10(a)] CONFERENCE  
 )  
 ) CMC Date: October 23, 2009  
 ) Time: 10:30 a.m.  
 ) Courtroom 7  
 ) Judge: Hon. Maxine M. Chesney

22 I, Arthur D. Levy, declare:

23 1. I am lead trial counsel for defendants Richard L. Bradley and West Coast Scrap  
24 Producers, Inc. in this action.

25       2. Pursuant to Local Rule section 16-10(a), I respectfully request leave to appear at  
26 the October 23, 2009 Case Management Conference by telephone so that I may attend the  
27 National Consumer Law Center's Annual Consumer Rights Litigation Conference in

Philadelphia, which runs from Thursday, October 22, through Sunday, October 25, 2009.

3. My primary practice area is Consumer Protection Law. Since 2003, I have attended the NCLC conference every year. The conference is the leading conference nationwide for consumer advocacy. The conference is important to my practice because of the valuable continuing education sessions presented at the conference. A copy of the conference agenda is attached as Exhibit "A," which shows the intensive content of the program.

4. Without relief from the Court, I would miss at least two of the three days of the main conference, Thursday and Friday, October 22-23. The earliest I could fly to the conference would be after the Case Management Conference, which would put me in Philadelphia late Friday evening.

5. I reluctantly make this request because I prefer to appear personally at the Case Management Conference.

6. Alternatively, I hereby make an administrative motion that the Court continue the Case Management Conference for to next date convenient to the Court.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 4<sup>th</sup> day of September 2009.

/s/ Arthur D. Levy

Arthur D. Levy

## ORDER

Good cause appearing, Arthur D. Levy is granted leave to appear by telephone at the Case Management Conference scheduled in this case for October 23, 2009 at 10:30 a.m.

-FOR-1

Good cause appearing, the Case Management Conference scheduled in this case for October 23, 2009 at 10:30 a.m. is hereby continued to October 30, 2009 at 10:30 a.m.

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2 DATED: September 17, 2009

*Majine M. Cheary*  
United States District Judge

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